

103D CONGRESS
1ST SESSION

H. R. 2395

To amend the Public Health Service Act to provide for programs regarding women and the human immunodeficiency virus.

IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 1993

Mrs. MORELLA (for herself, Mr. BEILENSON, Mr. FRANK of Massachusetts, Mr. FROST, Mr. GIBBONS, Mr. GILMAN, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MATSUI, Mr. McDERMOTT, Mrs. MEEK, Mr. MILLER of California, Mrs. MINK, Ms. MOLINARI, Ms. NORTON, Mr. PAYNE of New Jersey, Mr. SANDERS, Mrs. SCHROEDER, Ms. SNOWE, Mr. STUDDS, Mr. TOWNS, Mrs. UNSOELD, Ms. WATERS, Mr. WHEAT, Mr. WYDEN, and Mr. YATES) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to provide for programs regarding women and the human immunodeficiency virus.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Women and HIV Out-
5 reach and Prevention Act”.

1 **SEC. 2. PREVENTIVE HEALTH PROGRAMS REGARDING**
2 **WOMEN AND HUMAN IMMUNODEFICIENCY**
3 **VIRUS.**

4 Title XXV of the Public Health Service Act (42
5 U.S.C. 300ee et seq.) is amended by adding at the end
6 the following part:

7 “PART C—PROGRAMS FOR WOMEN

8 **“SEC. 2531. PREVENTIVE HEALTH SERVICES.**

9 “(a) IN GENERAL.—The Secretary may make grants
10 for the following purposes:

11 “(1) Providing to women preventive health serv-
12 ices that are related to acquired immune deficiency
13 syndrome, including—

14 “(A) counseling on the prevention of infec-
15 tion with, and the transmission of, the etiologic
16 agent for such syndrome; and

17 “(B) screening women for infection with
18 such agent.

19 “(2) Providing appropriate referrals regarding
20 the provision of other services to women who are re-
21 ceiving services pursuant to paragraph (1), includ-
22 ing, as appropriate, referrals for treatment for such
23 infection, referrals for treatment for substance
24 abuse, referrals for mental health services, referrals
25 regarding pregnancy, childbirth, and pediatric care,
26 and referrals for housing services.

1 “(3) Providing follow-up services regarding
2 such referrals, to the extent practicable.

3 “(4) Improving referral arrangements for pur-
4 poses of paragraph (2).

5 “(5) In the case of a woman receiving services
6 pursuant to any of paragraphs (1) through (3), pro-
7 viding to the partner of the woman the services de-
8 scribed in such paragraphs, as appropriate.

9 “(6) With respect to the services specified in
10 paragraphs (1) through (5)—

11 “(A) providing outreach services to inform
12 women of the availability of such services; and

13 “(B) providing training regarding the ef-
14 fective provision of such services.

15 “(b) MINIMUM QUALIFICATIONS OF GRANTEES.—

16 The Secretary may make a grant under subsection (a)
17 only if the applicant for the grant is a grantee under sec-
18 tion 329, section 330, or section 1001, or is another public
19 or nonprofit private entity that provides health or vol-
20 untary family planning services to a significant number
21 of low-income women in a culturally sensitive and lan-
22 guage-appropriate manner.

23 “(c) CONFIDENTIALITY.—The Secretary may make a
24 grant under subsection (a) only if the applicant for the
25 grant agrees to maintain the confidentiality of information

1 on individuals regarding screenings pursuant to subsection
2 (a), subject to complying with applicable law.

3 “(d) APPLICATION FOR GRANT.—The Secretary may
4 make a grant under subsection (a) only if an application
5 for the grant is submitted to the Secretary and the appli-
6 cation is in such form, is made in such manner, and con-
7 tains such agreements, assurances, and information as the
8 Secretary determines to be necessary to carry out such
9 subsection.

10 “(e) EVALUATIONS AND REPORTS.—

11 “(1) EVALUATIONS.—The Secretary shall, di-
12 rectly or through contracts with public or private en-
13 tities, provide for evaluations of projects carried out
14 pursuant to subsection (a).

15 “(2) REPORTS.—Not later than 1 year after the
16 date on which amounts are first appropriated under
17 subsection (f), and annually thereafter, the Sec-
18 retary shall submit to the Congress a report summa-
19 rizing evaluations carried out under paragraph (1)
20 during the preceding fiscal year.

21 “(f) AUTHORIZATIONS OF APPROPRIATIONS.—

22 “(1) TITLE X CLINICS.—For the purpose of
23 making grants under subsection (a) to entities that
24 are grantees under section 1001, and for the pur-
25 pose of otherwise carrying out this section with re-

1 spect to such grants, there are authorized to be ap-
2 propriated \$30,000,000 for fiscal year 1994, and
3 such sums as may be necessary for each of the fiscal
4 years 1995 and 1996.

5 “(2) COMMUNITY AND MIGRANT HEALTH CEN-
6 TERS; OTHER PROVIDERS.—For the purpose of mak-
7 ing grants under subsection (a) to entities that are
8 grantees under section 329 or 330, and to other en-
9 tities described in subsection (b) that are not grant-
10 ees under section 1001, and for the purpose of oth-
11 erwise carrying out this section with respect to such
12 grants, there are authorized to be appropriated
13 \$20,000,000 for fiscal year 1994, and such sums as
14 may be necessary for each of the fiscal years 1995
15 and 1996.

16 **“SEC. 2532. PUBLIC EDUCATION.**

17 “(a) IN GENERAL.—The Secretary may make grants
18 for the purpose of developing and carrying out programs
19 to educate women on the prevention of infection with, and
20 the transmission of, the etiologic agent for acquired im-
21 mune deficiency syndrome.

22 “(b) MINIMUM QUALIFICATIONS OF GRANTEEES.—
23 The Secretary may make a grant under subsection (a)
24 only if the applicant involved is a public or nonprofit pri-
25 vate entity that is experienced in carrying out health-relat-

1 ed activities for women, with a priority given to such enti-
2 ties that have successfully targeted women of color.

3 “(c) APPLICATION FOR GRANT.—The Secretary may
4 make a grant under subsection (a) only if an application
5 for the grant is submitted to the Secretary and the appli-
6 cation is in such form, is made in such manner, and con-
7 tains such agreements, assurances, and information as the
8 Secretary determines to be necessary to carry out such
9 subsection.

10 “(d) EVALUATIONS AND REPORTS.—

11 “(1) EVALUATIONS.—The Secretary shall, di-
12 rectly or through contracts with public or private en-
13 tities, provide for evaluations of projects carried out
14 pursuant to subsection (a).

15 “(2) REPORTS.—Not later than 1 year after the
16 date on which amounts are first appropriated under
17 subsection (e), and annually thereafter, the Sec-
18 retary shall submit to the Congress a report summa-
19 rizing evaluations carried out under paragraph (1)
20 during the preceding fiscal year.

21 “(e) AUTHORIZATIONS OF APPROPRIATIONS.—For
22 the purpose of carrying out this section, there are author-
23 ized to be appropriated \$30,000,000 for fiscal year 1994,
24 and such sums as may be necessary for each of the fiscal
25 years 1995 and 1996.’’.

1 **SEC. 3. TREATMENT OF WOMEN FOR SUBSTANCE ABUSE.**

2 Subpart 1 of part B of title V of the Public Health
3 Service Act (42 U.S.C. 290bb et seq.), as amended by sec-
4 tion 108 of Public Law 102-321 (106 Stat. 336), is
5 amended by inserting after section 509 the following sec-
6 tion:

7 “TREATMENT OF WOMEN FOR SUBSTANCE ABUSE

8 “SEC. 509A. (a) IN GENERAL.—The Director of the
9 Center for Substance Abuse Treatment may make awards
10 of grants, cooperative agreements, and contracts for the
11 purpose of carrying out programs—

12 “(1) to provide treatment for substance abuse
13 to women, including but not limited to, women with
14 dependent children;

15 “(2) to provide to women who engage in such
16 abuse counseling on the prevention of infection with,
17 and the transmission of, the etiologic agent for ac-
18 quired immune deficiency syndrome; and

19 “(3) to provide such counseling to women who
20 are the partners of individuals who engage in such
21 abuse.

22 “(b) AUTHORIZATION OF APPROPRIATIONS.—For the
23 purpose of carrying out subsection (a), there are author-
24 ized to be appropriated \$20,000,000 for fiscal year 1994,
25 and such sums as may be necessary for each of the fiscal
26 years 1995 and 1996.”.

1 **SEC. 4. EARLY INTERVENTION SERVICES FOR WOMEN.**

2 Section 2655 of the Public Health Service Act (42
3 U.S.C. 300ff-55) is amended—

4 (1) by striking “For the purpose of” and insert-
5 ing “(a) IN GENERAL.—For the purpose of”; and

6 (2) by adding at the end the following sub-
7 section:

8 “(b) PROGRAMS FOR WOMEN.—For the purpose of
9 making grants under section 2651 to provide to women
10 early intervention services described in such section, and
11 for the purpose of providing technical assistance under
12 section 2654(b) with respect to such grants, there are au-
13 thorized to be appropriated \$20,000,000 for fiscal year
14 1994, and such sums as may be necessary for each of the
15 fiscal years 1995 and 1996.”.

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